

**APPENDIX**

Signed by Governor

(February 1, 1979)

**H.C.R. 15**

**S.C.R. 19**

**S.B. 133**

Effective immediately

**FOURTEENTH DAY**

(Monday, February 5, 1979)

The Senate met at 11:00 o'clock a.m., pursuant to adjournment, and was called to order by the President.

The roll was called and the following Senators were present: Andujar, Blake, Braecklein, Brooks, Creighton, Doggett, Farabee, Harris, Jones of Harris, Jones of Taylor, Kothmann, Longoria, Mauzy, McKnight, Meier, Mengden, Moore, Ogg, Parker, Patman, Price, Santiesteban, Short, Snelson, Traeger, Vale, Williams.

Absent-excused: Clower, Howard, Schwartz, Truan.

A quorum was announced present.

The Reverend Dr. T. Wayne Robinson, First Christian Church, Mexia, offered the invocation as follows:

Our Heavenly Father, we give You thanks this morning for the privilege of being here, and the pleasure that we enjoy of sharing some time with our leaders and lawmakers.

We pray for every person present. And we pray, our Father, that we may all recognize that we are what we are only because You allow it to be so. And that we are responsible people, responsible to You and to each other. And we're lawmakers under Your law, governors under Your governorship, and leaders under Your leadership.

We pray, our Father, that You will be with every deliberation today, that everything may be done and said according to Your will and Your wishes.

We pray Your blessing upon each person who is a part of this great deliberative body. We ask for Your watchful care that You'll keep us safe, and we ask it in Jesus' Name. Amen.

On motion of Senator Moore and by unanimous consent, the reading of the Journal of the proceedings of Thursday, February 1, 1979, was dispensed with and the Journal was approved.

**LEAVES OF ABSENCE**

Senator Schwartz was granted leave of absence for today on account of important business on motion of Senator Mauzy.

Senator Truan was granted leave of absence for today on account of illness on motion of Senator Doggett.

Senator Clower was granted leave of absence for today on account of illness on motion of Senator Doggett.

Senator Howard was granted leave of absence for today on account of important business on motion of Senator Farabee.

**REPORT OF STANDING COMMITTEES**

Senator Creighton submitted the following report for the Committee on Economic Development:

**S.B. 164** (Amended)  
**S.B. 171**

Senator Williams, Vice-Chairman, submitted the following report for the Committee on Natural Resources:

**S.B. 269**

**CO-AUTHOR OF SENATE JOINT RESOLUTION 12**

On motion of Senator Patman and by unanimous consent, Senator Price will be shown as Co-author of **S.J.R. 12**.

**CO-AUTHOR OF SENATE BILL 318**

On motion of Senator Patman and by unanimous consent, Senator Price will be shown as Co-author of **S.B. 318**.

**CO-AUTHOR OF SENATE BILL 287**

On motion of Senator Meier and by unanimous consent, Senator Creighton will be shown as Co-author of **S.B. 287**.

**SENATE BILLS AND RESOLUTION ON FIRST READING**

The following bills and resolution were introduced, read first time and referred to the Committee indicated:

**S.B. 414** by Clower State Affairs  
Relating to the definition and regulation of certain public utilities; amending Subsections (a) and (c) of Section 3 and Subsection (a) of Section 49, Public Utility Regulatory Act (Article 1446c, Vernon's Texas Civil Statutes); and adding Section 3(u) to said Act.

**S.B. 415** by Clower State Affairs  
Relating to a limitation on certain political contributions.

**S.B. 416** by Doggett Natural Resources  
Relating to the authority of the General Land Office to reimburse certain employees for the expense of appointment as a notary public.

**S.B. 417** by Farabee Economic Development  
Relating to the antitrust immunity of motor carriers, motor bus companies and railroads and their associations: confirming authority in the Railroad Commission of Texas to require Commission approval of agreements between carriers relating to joint consideration and petitions proposing establishment of just and reasonable rates, charges and classifications; amending Section 4(a), Chapter 270, Acts of the 40th Legislature, Regular Session, 1927, as amended (Article 911a, Texas Revised Civil Statutes Annotated, 1964); amending Section 4(a), Chapter 314, Acts of the 41st Legislature, Regular Session, 1929, as amended (Article 911b, Texas Revised Civil Statutes Annotated, 1964); amending Section 23, Chapter 314, Acts of the 41st Legislature, Regular Session, 1929, as amended (Article 911b, Texas Revised Civil Statutes Annotated, 1964); amending Article 6445, Acts 1891, as amended (Texas Revised Civil Statutes Annotated, 1925); providing a savings clause and declaring an emergency.

**S.B. 418** by Moore, Clower, Creighton, Howard State Affairs  
Relating to public utility commission jurisdiction over water utility companies.

**S.B. 419** by Jones of Harris, Harris State Affairs  
Relating to the sale of beer and the size of beer containers.

**S.B. 420** by Short Intergovernmental Relations  
Relating to the compensation of the judges of the 70th, 161st, and 244th Judicial Districts.

**S.B. 421** by Short Jurisprudence  
Relating to the duration and conditions of probation.

**S.B. 422** by Schwartz Intergovernmental Relations  
Relating to the composition of the 23rd Judicial District; and amending Subdivisions 23 of Article 199, Vernon's Texas Civil Statutes.

**S.B. 423** by Schwartz, Truan Natural Resources  
Relating to the issuance and renewal of motorboat certificates of number and title.

**S.B. 424** by Santiesteban State Affairs  
Relating to the hours for sale and consumption of alcoholic beverages.

**S.B. 425** by Harris Finance  
Authorizing and making an appropriation to the Texas Real Estate Commission; and declaring an emergency.

**S.B. 426** by Mauzy Jurisprudence  
Relating to workers covered by workers' compensation for state employees.

**S.B. 427** by Mauzy Jurisprudence  
Relating to jurisdiction of the municipal courts; amending Article 1195, Revised Civil Statutes of Texas, 1925; amending Article 4.14, Code of Criminal Procedure, 1965; and declaring an emergency.

**S.B. 428** by Farabee Jurisprudence  
Relating to the appointment, duties, and staff of presiding judges of the administrative judicial districts, and the duties of the chief justice of the supreme court.

**S.B. 429** by Farabee Intergovernmental Relations  
Relating to the creation of the office of district attorney for the 97th Judicial District.

**S.B. 430** by Farabee Intergovernmental Relations  
Relating to County Bail Bond Boards in counties having a population between 110,000 and 124,000.

**S.B. 431** by Farabee Jurisprudence  
Relating to the creation of the Texas Workers' Compensation Advisory Committee; providing for members; establishing terms of office and procedures for filling vacancies; making the Chairman of the Industrial Accident Board an ex-officio member and presiding officer of the Committee; providing for regular meetings of the Committee and assigning functions and duties; authorizing per diem and expenses; authorizing staff; and making the Committee subject to the Texas Sunset Act.

**S.B. 432** by Farabee Jurisprudence  
Relating to a parent's entitlement to the workers' compensation death benefits of a deceased worker; Amending Section 8a, Article 8306, Revised Civil Statutes of Texas, as amended.

**S.B. 433** by Farabee Jurisprudence  
Relating to venue in suits appealing a decision of the Industrial Accident Board; amending Article 8307a, Revised Civil Statutes of Texas, 1925, as amended.

**S.B. 434** by Farabee Jurisprudence  
Relating to the furnishing of the records of a hospital, physician or chiropractor pertaining to treatment for which workers' compensation is being sought; Amending Section 7, Article 8306, Revised Civil Statutes of Texas, as amended.

**S.B. 435** by Kothmann Education  
Relating to instruction in the free enterprise system in public schools.

**S.B. 436** by Short Intergovernmental Relations  
Relating to requirements governing competitive bidding in certain political subdivisions.

**S.B. 437** by Price State Affairs  
Relating to regulation of locksmiths; providing a penalty.

**S.B. 438** by Santiesteban Jurisprudence  
Relating to the provisions for release in a noncapital criminal case including bail before conviction; amending Article 17.03, Code of Criminal Procedure, 1965, as amended; and declaring an emergency.

**S.B. 439** by Santiesteban Jurisprudence  
Relating to the procedure to be followed by the trial court whenever the record is supplemented or modified in any respect in order that it may speak the truth, and to the attendance of the defendant at a hearing on such matters; amending

Section 7, Article 40.09, Code of Criminal Procedure, 1965, as amended; and declaring an emergency.

**S.B. 440** by Santiesteban Jurisprudence  
Relating to the offense of theft, clarifying ambiguities and inconsistencies, re-enacting subdivision (3) of Subsection (c) of Section 31.03 of the Penal Code, 1974, as amended, and declaring an emergency.

**S.B. 441** by Santiesteban Jurisprudence  
Relating to the admissibility into evidence of extraneous offenses on a plea of guilty or nolo contendere; amending Article 26.14, Code of Criminal Procedure, 1965, as amended; and declaring an emergency.

**S.B. 442** by Santiesteban Jurisprudence  
Relating to notice of approval of the record in criminal cases; amending Section 8, Article 40.09, Code of Criminal Procedure; and declaring an emergency.

**S.B. 443** by Santiesteban Jurisprudence  
Relating to methods of proving character in criminal cases; amending the Code of Criminal Procedure by adding Article 38.34; and declaring an emergency.

**S.B. 448** by Santiesteban Jurisprudence  
Relating to resisting unlawful arrest or search; amending Subsection (b) of Section 38.03 of the Texas Penal Code; amending Subsections (b) and (c) of Section 9.31 of the Texas Penal Code; and declaring an emergency.

**S.B. 449** by Santiesteban Jurisprudence  
Relating to the time for notice of a pre-trial hearing in a criminal case and the time for filing motions; pleadings, and exceptions after such notice; amending Section 2, Article 28.01, Code of Criminal Procedure, 1965, as amended; and declaring an emergency.

**S.B. 450** by Santiesteban Jurisprudence  
Relating to conduct which is lewd, immoral or offensive to public decency or which is vulgar, indecent or profane; defining such conduct; amending Section 1.04 of the Texas Alcoholic Beverage Code, 1977; creating Subsection (21) thereto; and declaring an emergency.

**S.B. 451** by Santiesteban Jurisprudence  
Relating to corroboration of accomplice testimony as a prerequisite to an adjudication of delinquent conduct or conduct indicating a need for supervision in an adjudication hearing involving a child who is alleged to have engaged in delinquent conduct or conduct indicating a need for supervision; amending Subsection (e), Section 43.03, Texas Family Code, 1973, as amended; and declaring an emergency.

**S.B. 452** by Santiesteban Jurisprudence  
Relating to the testimony of an accomplice in a prosecution under the Alcoholic Beverage Code; amending Section 101.06 of the Texas Alcoholic Beverage Code, 1977; and declaring an emergency.

**S.B. 453** by Santiesteban Jurisprudence  
Relating to the effect of intent on criminal responsibility in capital murder; amending Chapter 8 of the Penal Code by adding new Section 8.08; and declaring an emergency.

**S.B. 454** by Ogg Finance  
Relating to an exemption from the basic inheritance tax of certain amounts passing to or for the benefit of orphans.

**S.B. 455** by Ogg Jurisprudence  
Relating to a driving safety course as an alternative to prosecution for certain traffic offenses.

**S.B. 456** by Santiesteban Jurisprudence  
Relating to the order of proceeding in criminal trial where prior convictions are alleged for jurisdictional purposes; amending Subdivision 1. of Article 36.01 of the Texas Code of Criminal Procedure, 1965; and declaring an emergency.

**S.B. 457** by Santiesteban Jurisprudence  
Relating to the filing of briefs in criminal cases; amending Sections 9 and 10, Article 40.09, Code of Criminal Procedure, 1965, as amended; and declaring an emergency.

**S.B. 458** by Santiesteban Jurisprudence  
Relating to the time period during which the State may amend its motion to revoke probation; amending Subsection (a) of Section 8, Article 42.12, Code of Criminal Procedure, 1965, as amended; and declaring an emergency.

**S.B. 459** by Santiesteban Jurisprudence  
Relating to new trials granted on the basis of insufficiency of the evidence; amending Article 40.07 and Article 40.08, Code of Criminal Procedure; and declaring an emergency.

**S.B. 460** by Mauzy Intergovernmental Relations  
Relating to commissioning certain housing security officers as peace officers; amending Chapter 462, Acts of the 45th Legislature, Regular Session, 1937, as amended (Article 1269k, Vernon's Texas Civil Statutes), by adding Section 8a; amending Article 2.12, Code of Criminal Procedure, 1965, as amended.

**S.B. 461** by Mauzy Economic Development  
Relating to state funding for the cost of unemployment compensation to school districts.

**S.B. 462** by Farabee Jurisprudence  
Relating to the liability of a trustee or personal representative of the estate of a decedent who continues a partnership in the place of the deceased partner.

**S.B. 463** by Jones of Taylor Human Resources  
Relating to transfer of the land, buildings, facilities and other property of the Waco State Home to the Texas Department of Mental Health and Mental Retardation and providing for transfer of funds.

**S.B. 464** by Jones of Taylor Education  
Relating to higher education authorities created for the purpose of acquiring student loan notes.

**S.J.R. 36** by Farabee, Ogg Jurisprudence  
Proposing a constitutional amendment to change the name of the Courts of Civil Appeals and the names and qualifications of the justices of the Supreme Court, and to prescribe the jurisdiction and authority of the appellate courts.

**SENATE RESOLUTION 82**

Senator Parker offered the following resolution:

WHEREAS, It is indeed appropriate that the Texas Senate recognize with pride the residents of that outstanding city on the coast, Port Arthur, and commemorate Monday, February 5, 1979, Port Arthur Day in honor of its greatness and in recognition of her vast contributions to the people of Texas; and

WHEREAS, Port Arthur was founded in 1889 by Arthur Stillwell, the famous railroad entrepreneur; however, the strategic location of its port in relation to Texas' first gusher, Spindletop, gave rise to its rapid growth in the areas of shipping, oil refining, and petrochemical processing; because of its abundant mineral reserves, Port Arthur is known throughout the state and elsewhere as "The Energy City"; and

WHEREAS, The petrochemical and refining industries of this city by the sea have become strategically important to the economy of our state and to that of our nation; 40 percent of all refined petroleum products produced in the United States come from the plants and factories of Port Arthur; and

WHEREAS, Port Arthur is the home of the tallest bridge in the South, the Rainbow Bridge; it constructed the first drainage district ever to be built in the United States; and became the site for a giant seawall, one of the first in the state, to protect herself from the ravages of hurricane winds and waters that at one time threatened the city with destruction; and

WHEREAS, The tropical atmosphere of the many recreational facilities along the Gulf of Mexico makes Port Arthur a major attraction for fun-seeking tourists, fishermen, and all people who love the great outdoors; it is the site of the Official Crawfish Races of Texas and the CavOilcade Festival; and

WHEREAS, The citizens of Port Arthur feel strongly about maintaining environmental quality controls and are proud of their wildlife and seashore treasures; the city is located adjacent to the J. D. Murphrey Wildlife Refuge, the Sabine National Wildlife Refuge, and Sea Rim State Park, the largest state park in Texas; and

WHEREAS, Designated the "All-America City" by the National Municipal League in 1974, Port Arthur was and is a great place to live and it is fitting that the Texas Senate recognize her citizens for their many accomplishments to the State of Texas; now, therefore, be it

RESOLVED, That the Senate of Texas, 66th Legislature, commend Port Arthur and extend best wishes for a happy celebration of Port Arthur Day; and, be it further

RESOLVED, That a copy of this Resolution be prepared for the City of Port Arthur in recognition of this great occasion and as a token of pride that the Senate has for this great city.

The resolution was read and was adopted.

**COMMUNICATION FROM COURT OF CRIMINAL APPEALS**

The following communication from the Court of Criminal Appeals was read and was referred to the Committee on State Affairs, Subcommittee on Nominations:

## Court of Criminal Appeals

February 1, 1979

The Honorable Betty King  
Secretary of the Senate  
State Senate  
Capitol Building  
Austin, Texas 78711

Dear Mrs. King:

Please be advised that under the provisions of Article IV, Subsection 11 of the State Constitution I have appointed Dr. George C. Killinger to the Board of Pardons and Paroles. Dr. Killinger, who is currently Chairman of the Board, is appointed for a term of six years commencing February 1, 1979. This appointment by virtue of the constitutional provision is subject to confirmation by the Senate.

Sincerely yours,

/s/John F. Onion, Jr.  
Presiding Judge

**SENATE BILL 317 ON SECOND READING**

Senator Jones of Taylor moved that Senate Rules 12 and 89 and Section 5 of Article III of the State Constitution be suspended and that **S.B. 317** be taken up for consideration at this time:

**S.B. 317**, Relating to the authority of the Texas Department of Mental Health and Mental Retardation to transfer funds appropriated for utility expenses.

The motion prevailed by the following vote: Yeas 27, Nays 0.

Absent-excused: Clower, Howard, Schwartz, Truan.

The bill was read second time and was passed to engrossment.

**SENATE BILL 317 ON THIRD READING**

Senator Jones of Taylor moved that the Constitutional Rule and Senate Rule 68 requiring bills to be read on three several days be suspended and that **S.B. 317** be placed on its third reading and final passage.

The motion prevailed by the following vote: Yeas 27, Nays 0.

Absent-excused: Clower, Howard, Schwartz, Truan.

The bill was read third time and was passed by the following vote: Yeas 27, Nays 0.

Absent-excused: Clower, Howard, Schwartz, Truan.

**SENATE BILL 155 ON SECOND READING**

Senator Doggett moved that Senate Rules 12 and 89 and Section 5 of Article III of the State Constitution be suspended and that **S.B. 155** be taken up for consideration at this time:

**S.B. 155**, Relating to regulation of political activity of state employees.

The motion prevailed by the following vote: Yeas 27, Nays 0.

Absent-excused: Clower, Howard, Schwartz, Truan.

The bill was read second time.

Senator Doggett offered the following committee amendment to the bill:

Amend **S.B. 155** by adding to Section 3 a new subsection (4) to read as follows:

“(4) Exhibit partisan material in the course of their employment while on the job.”

The committee amendment was read and was adopted.

On motion of Senator Doggett and by unanimous consent, the caption was amended to conform to the body of the bill as amended.

The bill as amended was passed to engrossment.

**SENATE BILL 155 ON THIRD READING**

Senator Doggett moved that the Constitutional Rule and Senate Rule 68 requiring bills to be read on three several days be suspended and that **S.B. 155** be placed on its third reading and final passage.

The motion prevailed by the following vote: Yeas 27, Nays 0.

Absent-excused: Clower, Howard, Schwartz, Truan.

The bill was read third time and was passed by the following vote: Yeas 27, Nays 0.

Absent-excused: Clower, Howard, Schwartz, Truan.

**SENATE BILL 278 ON SECOND READING**

Senator Doggett moved that Senate Rules 12 and 89 and Section 5 of Article III of the State Constitution be suspended and that **S.B. 278** be taken up for consideration at this time:

**S.B. 278**, Relating to abolition of the Burial Association Rate Board and transfer of its powers, duties, and functions.

The motion prevailed by the following vote: Yeas 27, Nays 0.

Absent-excused: Clower, Howard, Schwartz, Truan.

The bill was read second time and was passed to engrossment.

#### **SENATE BILL 278 ON THIRD READING**

Senator Doggett moved that the Constitutional Rule and Senate Rule 68 requiring bills to be read on three several days be suspended and that **S.B. 278** be placed on its third reading and final passage.

The motion prevailed by the following vote: Yeas 27, Nays 0.

Absent-excused: Clower, Howard, Schwartz, Truan.

The bill was read third time and was passed by the following vote: Yeas 27, Nays 0.

Absent-excused: Clower, Howard, Schwartz, Truan.

#### **SENATE BILL 39 ON SECOND READING**

Senator Parker moved that Senate Rules 12 and 89 and Section 5 of Article III of the State Constitution be suspended and that **S.B. 39** be taken up for consideration at this time:

**S.B. 39**, Relating to medical conditions preventing issuance or causing cancellation of a driver's license and preventing operation of a motor vehicle; amending Section 30, Chapter 173, Acts of the 47th Legislature, Regular Session, 1941 (Article 6687b, Vernon's Texas Civil Statutes).

The motion prevailed by the following vote: Yeas 27, Nays 0.

Absent-excused: Clower, Howard, Schwartz, Truan.

The bill was read second time and was passed to engrossment.

#### **SENATE BILL 39 ON THIRD READING**

Senator Parker moved that the Constitutional Rule and Senate Rule 68 requiring bills to be read on three several days be suspended and that **S.B. 39** be placed on its third reading and final passage.

The motion prevailed by the following vote: Yeas 27, Nays 0.

Absent-excused: Clower, Howard, Schwartz, Truan.

The bill was read third time and was passed by the following vote: Yeas 27, Nays 0.

Absent-excused: Clower, Howard, Schwartz, Truan.

#### **SENATE BILL 158 ON SECOND READING**

Senator Moore moved that Senate Rules 12 and 89 and Section 5 of Article III of the State Constitution be suspended and that **S.B. 158** be taken up for consideration at this time:

**S.B. 158**, Making an appropriation to Sam Houston State University.  
(Submitted by Governor as an emergency.)

The motion prevailed by the following vote: Yeas 27, Nays 0.

Absent-excused: Clower, Howard, Schwartz, Truan.

The bill was read second time and was passed to engrossment.

#### **SENATE BILL 158 ON THIRD READING**

Senator Moore moved that the Constitutional Rule and Senate Rule 68 requiring bills to be read on three several days be suspended and that **S.B. 158** be placed on its third reading and final passage.

The motion prevailed by the following vote: Yeas 27, Nays 0.

Absent-excused: Clower, Howard, Schwartz, Truan.

The bill was read third time and was passed by the following vote: Yeas 27, Nays 0.

Absent-excused: Clower, Howard, Schwartz, Truan.

#### **SENATE BILL 244 ON SECOND READING**

Senator Moore moved that Senate Rules 12 and 89 and Section 5 of Article III of the State Constitution be suspended and that **S.B. 244** be taken up for consideration at this time:

**S.B. 244**, Relating to the conveyance of certain state-owned land by the Texas Board of Corrections in exchange for land belonging to Walker County.

The motion prevailed by the following vote: Yeas 27, Nays 0.

Absent-excused: Clower, Howard, Schwartz, Truan.

The bill was read second time and was passed to engrossment.

#### **SENATE BILL 244 ON THIRD READING**

Senator Moore moved that the Constitutional Rule and Senate Rule 68 requiring bills to be read on three several days be suspended and that **S.B. 244** be placed on its third reading and final passage.

The motion prevailed by the following vote: Yeas 27, Nays 0.

Absent-excused: Clower, Howard, Schwartz, Truan.

The bill was read third time and was passed by the following vote: Yeas 27, Nays 0.

Absent-excused: Clower, Howard, Schwartz, Truan.

**COMMITTEE SUBSTITUTE SENATE BILL 43 ON SECOND  
READING**

Senator Traeger moved that Senate Rules 12 and 89 and Section 5 of Article III of the State Constitution be suspended and that **C.S.S.B. 43** be taken up for consideration at this time:

**C.S.S.B. 43**, Relating to providing supplemental retirement benefits for certain peace officers and custodial officers; providing penalties.

The motion prevailed by the following vote: Yeas 26, Nays 1.

Yeas: Andujar, Blake, Braecklein, Brooks, Creighton, Doggett, Farabee, Harris, Jones of Harris, Jones of Taylor, Kothmann, Mauzy, McKnight, Meier, Mengden, Moore, Ogg, Parker, Patman, Price, Santiesteban, Short, Snelson, Traeger, Vale, Williams.

Nays: Longoria.

Absent-excused: Clower, Howard, Schwartz, Truan.

The bill was read second time.

Senator Doggett offered the following amendment to the bill:

Amend **C.S.S.B. 43** by inserting in Section 3(1) after the phrase "Texas Alcoholic Beverage Commission" the words "the Board of Control Capitol Area Security Force,"

The amendment was read and was adopted.

On motion of Senator Traeger and by unanimous consent, the caption was amended to conform to the body of the bill as amended.

The bill as amended was passed to engrossment.

**COMMITTEE SUBSTITUTE SENATE BILL 43 ON THIRD  
READING**

Senator Traeger moved that the Constitutional Rule and Senate Rule 68 requiring bills to be read on three several days be suspended and that **C.S.S.B. 43** be placed on its third reading and final passage.

The motion prevailed by the following vote: Yeas 26, Nays 1.

Yeas: Andujar, Blake, Braecklein, Brooks, Creighton, Doggett, Farabee, Harris, Jones of Harris, Jones of Taylor, Kothmann, Mauzy, McKnight, Meier, Mengden, Moore, Ogg, Parker, Patman, Price, Santiesteban, Short, Snelson, Traeger, Vale, Williams.

Nays: Longoria.

Absent-excused: Clower, Howard, Schwartz, Truan.

The bill was read third time and was passed.

**RECORD OF VOTE**

Senator Longoria asked to be recorded as voting "Nay" on the final passage of the bill.

**SENATE BILL 180 ON SECOND READING**

Senator Braecklein moved that Senate Rules 12 and 89 and Section 5 of Article III of the State Constitution be suspended and that **S.B. 180** be taken up for consideration at this time:

**S.B. 180**, Relating to taxation of public airport facilities that are leased to private air carriers.

The motion prevailed by the following vote: Yeas 25, Nays 2.

Yeas: Andujar, Blake, Braecklein, Brooks, Creighton, Doggett, Farabee, Harris, Jones of Harris, Jones of Taylor, Kothmann, Longoria, Mauzy, McKnight, Meier, Mengden, Moore, Ogg, Parker, Patman, Price, Santiesteban, Traeger, Vale, Williams.

Nays: Short, Snelson.

Absent-excused: Clower, Howard, Schwartz, Truan.

The bill was read second time and was passed to engrossment.

**SENATE BILL 180 ON THIRD READING**

Senator Braecklein moved that the Constitutional Rule and Senate Rule 68 requiring bills to be read on three several days be suspended and that **S.B. 180** be placed on its third reading and final passage.

The motion prevailed by the following vote: Yeas 25, Nays 2.

Yeas: Andujar, Blake, Braecklein, Brooks, Creighton, Doggett, Farabee, Harris, Jones of Harris, Jones of Taylor, Kothmann, Longoria, Mauzy, McKnight, Meier, Mengden, Moore, Ogg, Parker, Patman, Price, Santiesteban, Traeger, Vale, Williams.

Nays: Short, Snelson.

Absent-excused: Clower, Howard, Schwartz, Truan.

The bill was read third time and was passed.

**MEMORIAL RESOLUTIONS**

**S.R. 80** - By Short: Memorial resolution for Roy Bass.

**S.R. 81** - By Farabee: Memorial resolution for J. R. Ray.

**S.R. 84** - By Snelson: Memorial resolution for G. P. (Pink) Mitchell.

**S.R. 85** - By Snelson: Memorial resolution for Chester A. Paxton.